IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 1454 OF 2005

Ramesh Bafna. ... Petitioner

Versus.

Union of India and another. ... Respondents.

Shri Yogesh M.Rohira for the Petitioner.

Ms.Rajashree Gadavi, A.P.P. for State.

Shri H.V.Mehta for the Respondents Nos.1, 3 and 4.

CORAM : ABHAY S. OKA, J.

DATED : 6th June, 2005.

P.C.:

1. Heard the learned Counsel for the Petitioner, Shri Mehta, learned Counsel appearing for the Respondents Nos.1, 3 and 4 and the learned A.P.P. for the State.

2. There is some dispute about the maintainability of this petition under Article 227 of the Constitution of India. However, in view of the statement made by Shri Mehta, it is not necessary to go into the merits of the matter. Shri Mehta has stated before me that in the present matter at this stage there is no proposal to arrest the Petitioner. He states that in case the Petitioner is to be arrested, he will be given 48 hours advance notice. The statement made by Shri Mehta, the learned counsel appearing for the Respondents Nos.1, 3 and 4 is accepted. In view of this statement nothing survives in the petition and the same is disposed of

with no order as to costs.

3. It is made clear that I have not adjudicated upon the merits of the controversy involved in the petition.

4. Parties to act on authenticated copy of the order.

Judge.